

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF  
TUESDAY, AUGUST 2, 1994  
AT 9:00 A.M.  
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Golding at 10:08 a.m. Mayor Golding recessed the regular meeting at 10:16 a.m. to convene the Special Joint Council Meeting with the Redevelopment Agency, and to convene the San Diego Housing Authority at 10:21 a.m. Mayor Golding reconvened the regular meeting at 10:29 a.m. with all members present. The meeting was recessed by Mayor Golding at 12:10 p.m. to reconvene at 2:00 p.m. The meeting was reconvened by Mayor Golding at 2:10 p.m. with all Council Members present. The meeting was adjourned at 6:41 p.m. by Mayor Golding into Closed Session in the twelfth floor conference room to discuss potential negotiations.

ATTENDANCE DURING THE MEETING:

(M) Mayor Golding-present  
(1) Council Member Mathis-present  
(2) Council Member Roberts-present  
(3) Council Member Kehoe-present  
(4) Council Member Stevens-present  
(5) Council Member Warden-present  
(6) Council Member Stallings-present  
(7) Council Member McCarty-present  
(8) Council Member Vargas-present  
Clerk-Abdelnour (rb/mc)

FILE LOCATION: MINUTES

ITEM-300: ROLL CALL

Clerk Abdelnour called the roll:

(M) Mayor Golding-present  
(1) Council Member Mathis-present  
(2) Council Member Roberts-present  
(3) Council Member Kehoe-present  
(4) Council Member Stevens-present  
(5) Council Member Warden-present  
(6) Council Member Stallings-present  
(7) Council Member McCarty-present  
(8) Council Member Vargas-present

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PUBLIC COMMENT:

ITEM-PC-8:

Comments by Robert Anthony Reed regarding the Aids epidemic.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A020-046.)

ITEM-PC-9:

Comments by David Bruce Thompson regarding rescinding Cox Cable franchise because of non-compliance.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A047-060.)

COUNCIL COMMENT:

None.

ITEM-330:

SUBJECT: Establishing new development impact fees for all  
residential property within the Otay Mesa Community.  
(Otay Mesa Community Planning Area. District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1976) ADOPTED AS RESOLUTION R-284391

Rescinding existing residential development impact fees  
and establishing new development impact fees for all  
residential property within the Otay Mesa Community.

Subitem-B: (R-95-410) ADOPTED AS RESOLUTION R-284392

Adopting a policy to charge Development Impact Fees  
(DIFs) for interim land uses in the Otay Mesa  
Community.

SUPPORTING INFORMATION:

For Fiscal Year 1995, the City is updating the Otay Mesa Public Facilities Financing Plan (PFFP) for the Otay Mesa Community Planning area. This updated PFFP if approved by City Council would accomplish the following:

- 1) Divide the area into two separate subareas with different Development Impact Fee (DIF) structures;
- 2) Add some new public facility projects and delete or defer others;
- 3) Provide an updated schedule of anticipated residential, commercial and industrial development in the community;
- 4) Modify the DIF rate per dwelling unit or commercial/industrial acre to reflect the public facility needs and the updated development schedule for both subareas of the community.

FILE LOCATION: LAND-Otay Mesa Community Plan

COUNCIL ACTION: (Tape location: A251-530.)

Hearing began at 10:29 a.m. and halted at 10:46 a.m.

Mayor Golding left at 10:31 a.m. and returned at 10:40 a.m.

Testimony in Favor by Laurie McKinley.

MOTION BY VARGAS TO ADOPT. Second by McCarty. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-331:

SUBJECT: Appeal of Robert M. Fiscus from the decision of the Planning Commission in denying Conditional Use Permit CUP-93-0442(Chevron).  
(CUP-93-0442. District-5.)

CITY MANAGER'S RECOMMENDATION:

File Subitem A and adopt Subitem B to deny the appeal and the permit.

Subitem-A: (R-94- ) FILED

Adoption of a Resolution certifying that the information contained in Environmental Mitigated

Negative Declaration DEP-92-0686/93-0442 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines.

Subitem-B: (R-95-322) ADOPTED AS RESOLUTION R-284393,  
DENIED APPEAL, DENIED PERMIT

Adoption of a Resolution granting or denying the appeal and granting or denying the permit, with appropriate findings to support Council action.

SUPPORTING INFORMATION:

The permit would allow the construction of a service station, with a car wash and mini-mart, as part of a proposed 72-unit Planned Commercial Development and Vesting Tentative Subdivision Map.

Applicant is requesting to allow 24-hour operation of the service station and mini-mart where the CN Zone (Section 101.0426 C.3. San Diego Municipal Code) prohibits operation between the hours of 12:00 midnight and 6:00 a.m. The subject property is located on the southwest corner of Poway Road and Springbrook Drive.

LEGAL DESCRIPTION:

The property is described as Lot 1 of proposed Vesting Tentative Map VTM-92-0686. The CN (Commercial Neighborhood) and CO (Commercial Office) zoned site is within the Sabre Springs Community Planning area.

FILE LOCATION: PERM-CUP-93-0442

COUNCIL ACTION: (Tape location: A534-B440.)

Hearing began at 10:47 a.m. and halted at 11:26 a.m.

Testimony in favor by Don Nelson and Robert Fiscus.

Testimony in opposition by Dale Amato, Mary Hoglum, J. R. Shippey, Bonnie Moore, Jennifer Yonekura, Heather Hoglum, and Alfonzo Faison.

MOTION BY WARDEN TO DENY THE APPEAL, SUPPORTING THE CITY MANAGER'S AND THE PLANNING COMMISSION'S RECOMMENDATION. Second by Stevens. Passed by the following vote:  
Mathis-yea, Roberts-not present, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-332: CONTINUED TO OCTOBER 4, 1994

SUBJECT: Two actions related to the Mira Mesa Facilities Benefit Assessment.  
(See City Manager Report P-94-098. Mira Mesa Community Area. District-5.)  
(Continued from the meeting of July 5, 1994, Item 339, at the City Manager's request, for further review.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1830)

Designating an area of benefit in Mira Mesa;  
Confirming the description of the Public Facilities Projects, the Community Financing Plan and Capital Improvement Program with respect to the Public Facilities Projects, the method for apportioning the costs of the Public Facilities Projects among the parcels within the area of benefit and the amount of the Facilities Benefit Assessments charged to each parcel, the basis and methodology for assessing and levying discretionary automatic annual increases in Facilities Benefit Assessments; and  
Ordering the proposed Public Facilities Project in the matter of the Mira Mesa Facilities Benefit Assessment Area.

Subitem-B: (R-94-1832)

Declaring the assessment fee schedule contained in the Mira Mesa Public Facilities Financing Plan, to be an appropriate and applicable development impact fee for all properties within the Mira Mesa Community that have either never been assessed under the Mira Mesa Public Facilities Financing Plan or have not otherwise agreed to the payment of Facilities Benefit Assessment fees as prescribed by the City Council.

FILE LOCATION: STRT-FB-12

COUNCIL ACTION: (Tape location: B446-540.)

Hearing began at 11:26 a.m. and halted at 11:31 a.m.

Testimony in opposition by Louis B. Goebel, David Poole, and

Clem Abrams.

MOTION BY WARDEN TO CONTINUE FOR 60 DAYS, OCTOBER 4, 1994.  
DIRECT THE CITY MANAGER TO MEET WITH THE MIRA MESA PLANNING  
GROUP AND THE MIRA MESA FBA COMMITTEE CONCERNING THE  
APPROACHING INSOLVENCY OF THE MIRA MESA FBA. ACCEPT MAYOR  
GOLDINGS' RECOMMENDATION TO PROVIDE HER WITH FLEXIBILITY IN  
DOCKETING THIS MATTER IF OCTOBER 4, 1994 IS A PROBLEM.  
Second by Vargas. Passed by the following vote:  
Mathis-yea, Roberts-not present, Kehoe-yea, Stevens-yea,  
Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor  
Golding-yea.

ITEM-333:

SUBJECT: Luis E. Garcia and Donald and Connie Goertz vs. City of  
San Diego, Tentative Map, Hillside Review and Resource  
Protection Permits TM/HRP/RPO-90-0834. The property is  
located at 3230 Welmer Place.  
(University Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-2008) ADOPTED AS RESOLUTION R-284394

Rescinding prior actions taken by the City Council to  
deny the appeal in this matter, including Resolution  
R-281143;

Declaring that the City Council has reviewed the  
administrative record in this matter, which is the same  
administrative record presented to the court in the  
above consolidated law suits;

After reviewing the administrative record, denying the  
appeal, affirming the decision of the Planning  
Commission denying the project applications, and  
adopting appropriate findings to support Council  
action.

SUPPORTING INFORMATION:

The Court has ordered the City Council to reconsider the appeal  
from the Planning Commission's denial of a Tentative Map,  
Hillside Review and Resource Protection Ordinance Permit for a  
two lot subdivision and the construction of a new single family  
home. The reconsideration must be based on the preexisting  
administrative record. After reconsideration the City Council

must make appropriate findings supporting its decision. The Court has issued its writ setting aside the City Council's decision and actions of November 10 and November 23, 1992 and any subsequent actions and remanded the matter back to the City Council for appropriate findings. The Court's judgement was based upon the City Council's failure to make legally adequate findings by resolution at the time of its prior decision. Under the Ralph M. Brown Act, members of the public, the applicant, and staff may comment on the matter at the meeting, but the decision must not be based on any new evidence.

FILE LOCATION: PERM-HRP/RPO 90-0834 & SUBD-The Bluffs Map  
6208, Unit 1, Lot 27

COUNCIL ACTION: (Tape location: B541-C437.)

MOTION BY McCARTY TO FORMALLY RESCIND ALL PRIOR ACTIONS TAKEN BY CITY COUNCIL TO DENY THE APPEAL; AND ALSO TO FORMALLY ANNOUNCE THAT THE CITY COUNCIL HAS REVIEWED THE ADMINISTRATIVE RECORD IN THIS MATTER. Second by Stallings. Passed by the following vote: Mathis-not present, Roberts-not present, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

Testimony in favor by Raymond Kelley.

Testimony in opposition by Paul Peterson.

Motion by Stevens to approve this project with findings as included in document TM 90-0834, dated June 11, 1992, entitled, "Draft Subject to Change At Public Hearing, Planning Commission Resolution No." Items 1 through 10; and Items 1 through 12 which are conditions pertaining to the tentative map. To include the Resource Protection Ordinance findings Items a through e and the Hillside Review findings Items a through e. The time that was allocated originally from June 11, 1992 to June 11, 1995 to be subsequently changed to allow the same amount of time from the date of this motion, August 2, 1994. Subsequently, from this date it would be three years forward. Failed. Yea-4,7,8. Nay-3,5,6,M. Not present-1,2.

MOTION BY McCARTY TO DENY THE APPEAL AND DENY THE PROJECT AND TO USE THE FINDINGS THAT ARE LISTED IN THE CITY MANAGER'S REPORT WITH RESPECT TO THE HILLSIDE REVIEW RPO 90-0834 AND TENTATIVE MAP NO. 90-0834. Second by Kehoe. Passed by the following vote: Mathis-not present, Roberts-not present, Kehoe-yea, Stevens-nay, Warden-yea, Stallings-yea, McCarty-yea, Vargas-nay, Mayor Golding-yea.

ITEM-334: HEARING HELD

SUBJECT: An Information Item regarding the MSCP Draft Preserve Boundaries:  
Reviewing draft lines depicting a proposed Multiple Species Conservation Program preserve within the City of San Diego for submittal to the Metropolitan Wastewater Department MSCP consultant. The consultant will analyze these lines relative to the criteria established by the City Council on April 26, 1994, and the lines and analysis will be included in the Draft MSCP Plan for public review in the fall of 1994.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D026-E298.)

ITEM-335:

SUBJECT: Proposed FY95 SEDC Budget for the Annual National City Mitigation Payment in the Southcrest Project Area.  
(See memorandum from SEDC. District-4.)

SOUTHEASTERN ECONOMIC DEVELOPMENT CORPORATION'S RECOMMENDATION:

Adopt the following resolution:

(R-95-85) ADOPTED AS RESOLUTION R-284395

Accepting \$250,000 in land sales proceeds from the Mt. Hope Redevelopment Project as repayment on an interest bearing loan made to the Redevelopment Agency (Agency) from the City;

Authorizing a transfer of \$250,000 as an interest bearing loan from Capital Outlay - Other, Fund #302453, to CIP-39-501.0, 252 Corridor Acquisition/National City Mitigation, Fund No. 98334;

Authorizing the Auditor and Comptroller to record the transfer of \$250,000 to the Agency, as an interest bearing loan, to be repaid as practicable from tax increment or the appropriate revenues;

Authorizing the expenditure of not to exceed \$250,000 from CIP-39-501.0, 252 Corridor Acquisition/National City Mitigation, Fund No. 302453, for providing funds



for the National City Mitigation payment.  
Aud. Cert. 9500048.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A062-087.)

MOTION BY STEVENS TO ADOPT. Second by Warden. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-336:

SUBJECT: Consideration of the Mission Bay Park Master Plan Update and Local Coastal Program (LCP) Land Use Plan. (Mission Bay Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1838) ADOPTED AS RESOLUTION R-284398

Adoption of a Resolution certifying that the information contained in Environmental Impact Report DEP-91-0898 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (R-94-1837 Rev.2) ADOPTED AS RESOLUTION R-284399

Adoption of a Resolution adopting the 1994 Mission Bay Park Master Plan and Local Coastal Program (LCP) Land Use Plan and Associated Design Guidelines and directing the Planning Director to submit said plans to the California Coastal Commission for their approval.

Subitem-C: (R-94-1839) ADOPTED AS RESOLUTION R-284400

Adoption of a Resolution certifying that the City

Council of the City of San Diego finds the Mission Bay Park Master Plan Update/Local Coastal Program is consistent with the City adopted Regional Growth Strategy.

COMMITTEE ACTION:

Reviewed by Public Facilities and Recreation Committee (PF&R) on 05/11/94. Motion to recommend acceptance of the Master Plan/LCP with modifications. Districts 1, 3, 5, 6, and 7 voted yea.

SUPPORTING INFORMATION:

The Mission Bay Park Master Plan Update and Local Coastal Program (LCP) Land Use Plan is a comprehensive revision of the 1978 Mission Bay Park Master Plan for Land and Water Use and Mission Bay Park LCP Addendum. Actions associated with the Master Plan Update include the following:

1. Consideration of the updated Mission Bay Park Master Plan and LCP, which is a policy document to guide future land and water uses in the park (see map, on file in the office of the Park & Recreation Department);
2. Rescission of the 1978 Mission Bay Park Master Plan for Land and Water Use and Mission Bay Park LCP Addendum;
3. Certification of the Environmental Impact Report EIR-91-0898; and
4. Consideration of the Statement of Overriding Considerations with required findings which acknowledge public benefits as a result of the adoption of the master plan that overrides the significant environmental impacts associated with the EIR.

FILE LOCATION: LAND - Mission Bay Park Master Plan

COUNCIL ACTION: (Tape location: E299-J144.)

Hearing began at 3:17 p.m. and halted at 6:40 p.m.

Testimony in opposition by Jim Peugh, Paul Slayton, Isabelle Kay, Dr. Joy Zedler, Donna Derrick, F. Scott Kinton, Rock Zaitzow, Marlene Shaw, Mary Lynn Hyde, Chuck Moffett, Billy Paul, Mack Schmidt, Craig Adams, Vickie Bradbury and Al Strohlein.

Testimony in favor by Helen Duffy, John Ready, Carmelita Swarts, Thomas Lochtefeld, Bill Evans, Jim Dawe, Richard Bartell, Noel Nudeck, Steven Kerch, Joe Bossler, Judy Wesling, Ted Ball and James Milch.

MOTION BY ROBERTS TO ADOPT THE CITY MANAGER'S RECOMMENDATION TO RESCIND THE 1978 PLAN AND ADOPT THE 1994 PLAN/LOCAL COASTAL PROGRAM AND DESIGN GUIDELINES, CERTIFY THE INFORMATION CONTAINED IN THE MISSION BAY MASTER PLAN ENVIRONMENTAL IMPACT REPORT AND ADOPT THE FINDINGS AND STATEMENT OF OVERRIDING CONSIDERATIONS WITH THE FOLLOWING AMENDMENTS: 1) DELETE THE SPECIAL STUDY AREA DESIGNATION FOR THE DANA INN; 2) RETAIN THE USE OF THE DEANZA BOAT RAMP FOR REGULATED USE DURING HOLIDAY PERIODS AND WHEN WE HAVE AN OVERLOAD AND THERE IS A NEED FOR THE ADDITIONAL FACILITIES; TRY TO MINIMIZE OVER THE COURSE OF THE YEAR THE NUMBER OF TIMES THAT IT WOULD BE USED; 3) PLANT THE ADDITIONAL JACARANDA TREES IN THE GROVE THAT HAS BEEN CREATED AND ALONG THE FREEWAY, BUT NOT AT THE GRAND AVENUE SITE, AND USE MORE APPROPRIATE PLANTS FOR OTHER AREAS; 4) IN ORDER TO CREATE A MORE ATTRACTIVE GATEWAY ENTRANCE TO THE PARK, DELETE THE PROPOSED MAINTENANCE FACILITY LOCATED NEAR THE GATEWAY ENTRANCE TO THE PARK AND DIRECT THE CITY MANAGER TO REPLACE IT WITH A MORE APPROPRIATE DESIGNATION SUCH AS UPLAND HABITAT. DIRECT THE CITY MANAGER TO REVIEW THE ISSUE OF THE LOCATION OF THE MAINTENANCE FACILITY; 5) DO EVERY CONCEIVABLE ACTION POSSIBLE TO ENHANCE AND IMPROVE THE WATER QUALITY IN THE BAY. RECONSIDER THE \$63,000 BUDGET CUT THAT WOULD HAVE GONE TO THE ENFORCEMENT OF THE NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM WHICH DIRECTLY RELATES TO THE WATER QUALITY IN MISSION BAY ALONG WITH ALL OF THE OTHER PROGRAMS THAT NEED TO HAVE A CONTINUED FUNDING TO MAKE THIS WORK; 6) ESTABLISH A SPECIAL STUDY AREA COMPRISED OF THE 91 ACRES EAST OF ROSE CREEK AND PROVIDE FOR THE POSSIBILITY OF 60 ACRES OF GUEST HOUSING; 7) EXCLUDE CAMPLAND FROM THE SPECIAL STUDY AREA AS PER THE CURRENT (1994) PLAN AND ACKNOWLEDGE THAT SOME WETLANDS MITIGATION MAY BE REQUIRED AS PART OF THE SPECIAL STUDY AREA; 8) DIRECT THE CITY MANAGER TO REVIEW ALL OF THE PROPOSALS FOR THE AREA TO THE EAST OF SEA WORLD AND RETURN TO COUNCIL WITHIN THE NET COUPLE OF WEEKS WITH A RECOMMENDATION AS TO WHETHER THEY SHOULD PROCEED WITH A GENERAL RFP OR A NEGOTIATED AGREEMENT AND WHY THAT RECOMMENDATION WOULD BE IN THE BEST INTEREST OF THE CITY AND ITS CITIZENS. DO NOT GO AHEAD WITH A COMPETITIVE BID AT THIS TIME; 9) DO NOT SUPPORT THE BAHIA RECOMMENDATION; 10) DIRECT THE CITY MANAGER TO REPORT TO THE PF&R COMMITTEE REGARDING THE (ADA) RETROFIT OF THE DOCKS IN TERMS OF WHAT NEEDS TO BE DONE AND HOW IT CAN BE DONE IN A TIMELY FASHION; 11) CREATE AN ENTERPRISE FUND SO THAT FUTURE INCREASES OVER THE EXISTING REVENUES GENERATED AS A RESULT OF ACTIVITIES IN THIS PARK BE SPENT TO ACCOMPLISH THIS PLAN; 12) PRIORITIES SHOULD BE TO FOCUS THE ACTION OF OUR STAFF IN COMPLETING THE PLAN AND BRINGING IT INTO REALITY. LOOK AT BOTH THE SHORT TERM AND LONG TERM PRIORITIES AND MAKE FIESTA

ISLAND AND SOUTH SHORES THE AREA OF HIGHEST PRIORITY WITH RESPECT TO FUNDING AND UTILIZATION OF CITY RESOURCES. THE FIRST PRIORITY WOULD INCLUDE SOUTH SHORES PHASE III, THE WATERFRONT PATHWAYS, THE SHORELINE STABILIZATION, THE NATURAL HABITAT ENHANCEMENT IN THE CROWN POINT SHORES AREA AND THE RENOVATION OF THE DANA INN, THE HILTON INN AND THE BAHIA HOTEL REDEVELOPMENT. THE SECOND PRIORITY WOULD BE THE FIESTA ISLAND TURF AND BEACH AREAS, THE NATURAL HABITAT ENHANCEMENT OF FIESTA ISLAND, THE REMAINDER OF SOUTH SHORES AND THE TRAFFIC IMPROVEMENTS. THE THIRD PRIORITY WOULD BE THE REMAINDER OF FIESTA ISLAND, THE NATURAL HABITAT EXPANSION AND THE DEANZA SPECIAL STUDY AREA IN TERMS OF SPENDING OF CITY'S RESOURCES. 13) THE 30-FEET HEIGHT LIMIT IS SOMETHING THAT CAN BE TAKEN CARE OF AT A FUTURE DATE. IT SHOULD NOT GO OUT TO THE VOTERS TO ASK FOR A DELETION OF THE HEIGHT LIMIT AS PART OF THE ADOPTION OF THIS PLAN. 14) APPROVE THE FOLLOWING RECOMMENDATIONS MADE BY ADVISORY BODIES FROM THE LIST THAT WAS PASSED OUT BY STAFF AND READ INTO THE RECORD:

1. DELETE SPECIAL STUDY AREA DESIGNATION FOR DANA INN (PF&R, PLANNING COMMISSION, PARK & RECREATION BOARD).
3. CONSIDER THE USE OF DROUGHT TOLERANT LANDSCAPING IN PLACE OF COASTAL LANDSCAPING WHERE PEDESTRIAN TRAFFIC MAY EXIST (FACILITIES COMMITTEE, PARK & RECREATION BOARD).
5. RETAIN DEANZA BOAT RAMP FOR MANAGED AND RESTRICTED USE AS DETERMINED BY PARK AND RECREATION DEPARTMENT (FACILITIES COMMITTEE, PARK & RECREATION BOARD, MISSION BAY PLANNERS).
6. SPECIFY NORTH PACIFIC PASSAGE AS A REGULATED AREA, COMPATIBLE WITH ADJACENT WATER USES (MISSION BAY PLANNERS);

Second by Warden.

AMENDMENT TO THE MOTION BY VARGAS TO APPROVE THE CITY MANAGER'S RECOMMENDATION REGARDING THE BAHIA POINT. Second by Stevens. Passed by the following vote: Mathis-yea, Roberts-nay, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

Vote taken adopting the City Manager's recommendation with all the amendments made by Council Member Roberts except for Campland and the Enterprise Fund: Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

Vote taken to remove Campland from the Special Study and keep it as proposed in the 1994 plan: Passed by the

following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-nay, Vargas-nay, Mayor Golding-yea.

Vote not taken on the Enterprise Fund.

COUNCIL MEMBER ROBERTS WITHDREW THE PORTION OF HIS MOTION TO CREATE AN ENTERPRISE FUND AND ACCEPTED MAYOR GOLDING'S RECOMMENDATION TO DIRECT THE CITY MANAGER TO DEVELOP A PLAN OR POLICY, FOR COUNCIL APPROVAL, THAT WILL INFORM COUNCIL OF WHAT IS BEFORE THEM SO THAT THEY WILL BE ABLE TO START PUTTING MONEY INTO THIS PLAN. Second by Warden. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-CS-1: (R-95-240 Cor. Copy) ADOPTED AS RESOLUTION R-284397

A Resolution adopted by the City Council in Closed Session on August 2, 1994:

Authorizing the City Manager to pay the total sum of \$233,345.68 in settlement of each and every claim against the City, its agents and employees resulting from property damage to Mission Bay Golf Course; authorizing the City Auditor and Comptroller to issue one check in the amount of \$125,266.68 made payable to Luth & Turley, Inc. in full settlement of all claims.  
Aud. Cert. 9500128.

FILE LOCATION: MEET

NON-DOCKET ITEMS:

None.

ADJOURNMENT:

The meeting was adjourned by Mayor Golding at 6:41 p.m. in honor of the memory of Edith Anderson, one of three women horribly beaten in the North Park area.

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FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: J145-165.)